

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

BERKLEY ASSURANCE COMPANY,

Plaintiff,

-against-

SUNPOWER CORPORATION,

Defendant.

**STIPULATION
AND ~~PROPOSED~~ ORDER**

Case No. 23-cv-5627-JGLC

WHEREAS, Plaintiff Berkley Assurance Company commenced this action on June 30, 2023 by filing with the Court a complaint (the “Complaint”) naming SunPower Corporation as a Defendant;

WHEREAS, counsel for Plaintiff and Defendant held a telephonic meet and confer to discuss service of the Complaint and scheduling matters in this case on August 7, 2023, including the parties’ Rule 16 and 26 deadlines and a deadline for SunPower to respond to the Complaint;

WHEREAS, during that meet and confer, counsel reached an agreement as to service and the deadline for SunPower to respond to the Complaint;

NOW, IT IS HEREBY STIPULATED AND AGREED, by and between the Parties, as follows:

1. Defendant SunPower accepts service of the Complaint, without waiving any other procedural or substantive defenses or objections to the lawsuit; and

2. Defendant SunPower's time to move, answer, or otherwise respond to the Complaint is extended up to and includes October 17, 2023.

Dated: August 11, 2023

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So Ordered: Jessica Clarke
Hon. Jessica G. L. Clarke, USDJ

Date: August 14, 2023

¹ Electronic signature applied on consent pursuant to SDNY ECF Rule 8.5.